

## DEPARTMENT OF FINANCE BILL ANALYSIS

**AMENDMENT DATE:** June 23, 2009  
**POSITION:** Neutral

**BILL NUMBER:** SB 41  
**AUTHOR:** A. Lowenthal

### **BILL SUMMARY: Firearms**

This bill would: 1) require the Attorney General to maintain and update specified information related to the delivery of handguns, 2) require that a firearms dealer provide a copy of the record of transfer to the seller and purchaser of a firearm and obtain a signature, 3) provide exemptions from certain requirements pertaining to the transfer or disposition of firearms for law enforcement agencies and government entities, and 4) authorize the issuance of a firearm registration information by the Department of Justice (DOJ), upon request of the firearm owner. The bill also would make various technical changes.

### **FISCAL SUMMARY**

DOJ estimates minor, absorbable costs to implement this bill.

DOJ had previously provided a fiscal estimate indicating that costs would be \$323,000 Dealers' Record of Sale Special Account (DROS) in 2009-10 and \$431,000 DROS in 2010-11 and ongoing. This had assumed that many requests for firearm registration would be made, creating additional workload and the need for additional positions. DOJ now reports that the bill's deletion of the proposed provision that would have the record of a firearms transaction stating that the purchaser had a right to request this information would result in much fewer requests for this information. DOJ states that it already provides the type of information required in this bill upon request of a firearm purchaser, and that the remaining requirements in this version of the bill would not result in significant costs.

### **SUMMARY OF CHANGES**

Amendments to this bill since our analysis of the April 13, 2009 version include the following significant amendments which change our position from "neutral, note concerns" to "neutral":

- Deleting the provision that the record of electronic transfer contain a statement informing the purchaser that, upon application, DOJ would furnish firearm registration information of that firearm purchaser.
- Other nonfiscal or technical changes.

### **COMMENTS**

Existing law requires the Attorney General to maintain certain information reported to DOJ in connection with handgun transactions and provides specified exemptions from various requirements pertaining to firearms transactions for law enforcement agencies.

This bill would:

- Require the Attorney General to maintain and update specified information related to the delivery of handguns.

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Analyst/Principal (0211) J. Osborn	Date	Program Budget Manager Todd Jerue	Date
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Department Deputy Director	Date
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Governor's Office:	By:	Date:	Position Approved _____
			Position Disapproved _____

BILL ANALYSIS	Form DF-43 (Rev 03/95 Buff)
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**AUTHOR**

**AMENDMENT DATE**

**BILL NUMBER**

A. Lowenthal

June 23, 2009

SB 41

- Require that a firearms dealer provide a copy of the record of transfer to the seller and purchaser of a firearm and obtain a signature.
- Provide exemptions from certain requirements pertaining to the transfer or disposition of firearms for law enforcement agencies.
- Authorize the issuance of a firearm registration notification by DOJ, upon request of the firearm owner.
- Make various technical changes.

		SO	(Fiscal Impact by Fiscal Year)						
Code/Department	LA	(Dollars in Thousands)							
Agency or Revenue	CO	PROP							Fund
Type	RV	98	FC	2009-2010	FC	2010-2011	FC	2011-2012	Code
0820/Justice	SO	No	----- No/Minor Fiscal Impact -----						0460
<u>Fund Code</u>	<u>Title</u>								
0460	Dealers' Record of Sale Special Account								